IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

OP.No. 30635 of 2002(V)

PETITIONER:

G.RAJASEKHARAN PILLAI, AGED 51 YEARS,
S/O.LATE GOPALAN PILLAI, PANAMOOTTIL RAJ BHAVAN,
THALAYAR MURI, KUTTOOR VILLAGE, KUTTOOR P.O.,
THIRUVALLA TALUK, PATHANAMTHITTA DISTRICT.

BY ADV. SRI.P.HARIDAS.

RESPONDENTS:
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1. **THE DISTRICT COLLECTOR, PATHANAMTHITTA.**
2. **THE REVENUE DIVISIONAL OFFICER,**
   THIRUVALLA.
3. **VILLAGE OFFICER, KUTTOOR, THIRUVALLA.**

BY GOVT. PLEADER SMT. ANU SIVARAMAN.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 22/11/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P. NO. 30635/2002-V:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE TITLE DEED DTD. 10/06/02 OF THE PETITIONER.

EXT.P.2: COPY OF THE PROCEEDINGS OF THE REVENUE DIVISIONAL OFFICER, THIRUVALLA, DTD. 13/09/2002-10-27 NO. A3-2590/2001.

RESPONDENT'S EXHIBITS: NIL.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

O.P. No.30635 of 2002

Dated this the 22nd day of November, 2007

JUDGMENT

Petitioner is aggrieved by Ext.P2 order passed by the Revenue Divisional Officer under Rule 58(2) of the Kerala Minor Mineral Concession Rules, 1967. Since the petitioner has an effective statutory remedy under Rule 49 of the Kerala Minor Mineral Concession Rules, 1967, the writ petition is disposed of as follows. In the event of the petitioner filing an appeal before the first respondent within a period of two months from today, the first respondent shall consider the same and pass appropriate orders thereon in accordance with law within another four months. The interim order passed on C.M.P.No.51835/2002 will continue till such time.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

O.P.No. 30635 of 2002

JUDGMENT

22nd November, 2007